


Dev Gnanadev, M.D., Chair
Panel B

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7
8 **BEFORE THE**
MEDICAL BOARD OF CALIFORNIA
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation/Petition to
11 Revoke Probation Against:

12 **SEPIDEH MOAYED, M.D.**

13 27200 Carrington Circle
14 Los Altos Hills, CA 94022

15 Physician's and Surgeon's Certificate
16 No. A77967

17 Respondent.

Case No. 800-2014-004558

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

18
19 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
20 entitled proceedings that the following matters are true:

21 PARTIES

22 1. Kimberly Kirchmeyer ("Complainant") is the Executive Director of the Medical
23 Board of California. She brought this action solely in her official capacity and is represented in
24 this matter by Kamala D. Harris, Attorney General of the State of California, by Lynne K.
25 Dombrowski, Deputy Attorney General.

26 2. Respondent Sepideh Moayed, M.D. ("Respondent") is represented in this proceeding
27 by attorney Thomas E. Still, whose address is: Thomas E. Still, Esq., Hinshaw, Marsh, Still &
28 Hinshaw, LLP, 12901 Saratoga Avenue, Saratoga, CA 95070-9998.

1 3. On or about February 15, 2002, the Medical Board of California issued Physician's
2 and Surgeon's Certificate No. A77967 to Sepideh Moayed, M.D. (Respondent). Said certificate
3 will expire on November 30, 2015, unless it is renewed.

4 JURISDICTION

5 4. The Accusation and Petition to Revoke Probation No. 800-2014-004558 (hereinafter
6 “the Accusation”) was filed before the Medical Board of California (Board), Department of
7 Consumer Affairs, and is currently pending against Respondent. The Accusation and all other
8 statutorily required documents were properly served on Respondent on July 25, 2014.
9 Respondent timely filed her Notice of Defense contesting the Accusation.

10 5. A copy of the Accusation and Petition to Revoke Probation No. 800-2014-004558 is
11 attached as Exhibit A and incorporated herein by reference.

12 ADVISEMENT AND WAIVERS

13 6. Respondent has carefully read, fully discussed with counsel, and understands the
14 charges and allegations in Accusation No. 800-2014-004558. Respondent has also carefully read,
15 fully discussed with counsel, and understands the effects of this Stipulated Settlement and
16 Disciplinary Order.

17 7. Respondent is fully aware of her legal rights in this matter, including the right to a
18 hearing on the charges and allegations in the Accusation; the right to be represented by counsel at
19 her own expense; the right to confront and cross-examine the witnesses against her; the right to
20 present evidence and to testify on her own behalf; the right to the issuance of subpoenas to
21 compel the attendance of witnesses and the production of documents; the right to reconsideration
22 and court review of an adverse decision; and all other rights accorded by the California
23 Administrative Procedure Act and other applicable laws.

24 8. Respondent voluntarily, knowingly, and intelligently waives and gives up each and
25 every right set forth above.

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1 CULPABILITY

2 9. Respondent understands and agrees that the charges and allegations in the
3 Accusation No. 800-2014-004558, if proven at a hearing, constitute cause for imposing
4 discipline upon her Physician's and Surgeon's Certificate.

5 10. For the purpose of resolving the Accusation without the expense and uncertainty of
6 further proceedings, Respondent agrees that, at a hearing, Complainant could establish a factual
7 basis for the charges in the Accusation, and that Respondent hereby gives up her right to contest
8 those charges.

9 11. Respondent agrees that her Physician's and Surgeon's Certificate is subject to
10 discipline and she agrees to be bound by the Board's probationary terms as set forth in the
11 Disciplinary Order below.

12 RESERVATION

13 12. The admissions made by Respondent herein are only for the purposes of this
14 proceeding, or any other proceedings in which the Medical Board of California or other
15 professional licensing agency is involved, and shall not be admissible in any other criminal or
16 civil proceeding.

17 CONTINGENCY

18 13. This stipulation shall be subject to approval by the Medical Board of California.
19 Respondent understands and agrees that counsel for Complainant and the staff of the Medical
20 Board of California may communicate directly with the Board regarding this stipulation and
21 settlement, without notice to or participation by Respondent or her counsel. By signing the
22 stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek
23 to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails
24 to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary
25 Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal
26 action between the parties, and the Board shall not be disqualified from further action by having
27 considered this matter.
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14. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Settlement and Disciplinary Order, including Portable Document Format (PDF) and facsimile signatures thereto, shall have the same force and effect as the originals.

15. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

DISCIPLINARY ORDER

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. A77967 issued to Respondent Sepideh Moayed, M.D. (Respondent) is revoked. However, the revocation is stayed and Respondent is placed on probation for two (2) years, from the effective date of this Decision, on the following terms and conditions:

1. PSYCHOTHERAPY. Within 60 calendar days of the effective date of this Decision, Respondent shall submit to the Board or its designee for prior approval the name and qualifications of a California-licensed board certified psychiatrist or a licensed psychologist who has a doctoral degree in psychology and at least five years of postgraduate experience in the diagnosis and treatment of emotional and mental disorders. Upon approval, Respondent shall undergo and continue psychotherapy treatment, including any modifications to the frequency of psychotherapy, until the Board or its designee deems that no further psychotherapy is necessary.

The psychotherapist shall consider any information provided by the Board or its designee and any other information the psychotherapist deems relevant and shall furnish a written evaluation report to the Board or its designee. Respondent shall cooperate in providing the psychotherapist any information and documents that the psychotherapist may deem pertinent.

Respondent shall have the treating psychotherapist submit quarterly status reports to the Board or its designee. The Board or its designee may require Respondent to undergo psychiatric evaluations by a Board-appointed board certified psychiatrist. If, prior to the completion of probation, Respondent is found to be mentally unfit to resume the practice of medicine without restrictions, the Board shall retain continuing jurisdiction over Respondent's license and the

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1 period of probation shall be extended until the Board determines that Respondent is mentally fit
2 to resume the practice of medicine without restrictions.

3 Respondent shall pay the cost of all psychotherapy and psychiatric evaluations.

4 2. SOLO PRACTICE PROHIBITION. Respondent is prohibited from engaging in the
5 solo practice of medicine. Prohibited solo practice includes, but is not limited to, a practice
6 where: 1) Respondent merely shares office space with another physician but is not affiliated for
7 purposes of providing patient care, or 2) Respondent is the sole physician practitioner at that
8 location.

9 If Respondent fails to establish a practice with another physician or secure employment in
10 an appropriate practice setting within 60 calendar days of the effective date of this Decision,
11 Respondent shall receive a notification from the Board or its designee to cease the practice of
12 medicine within three (3) calendar days after being so notified. The Respondent shall not resume
13 practice until an appropriate practice setting is established.

14 If, during the course of the probation, the Respondent's practice setting changes and the
15 Respondent is no longer practicing in a setting in compliance with this Decision, the Respondent
16 shall notify the Board or its designee within 5 calendar days of the practice setting change. If
17 Respondent fails to establish a practice with another physician or secure employment in an
18 appropriate practice setting within 60 calendar days of the practice setting change, Respondent
19 shall receive a notification from the Board or its designee to cease the practice of medicine within
20 three (3) calendar days after being so notified. The Respondent shall not resume practice until an
21 appropriate practice setting is established.

22 3. NOTIFICATION. Within seven (7) days of the effective date of this Decision, the
23 Respondent shall provide a true copy of this Decision and Accusation to the Chief of Staff or the
24 Chief Executive Officer at every hospital where privileges or membership are extended to
25 Respondent, at any other facility where Respondent engages in the practice of medicine,
26 including all physician and locum tenens registries or other similar agencies, and to the Chief
27 Executive Officer at every insurance carrier which extends malpractice insurance coverage to

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1 Respondent. Respondent shall submit proof of compliance to the Board or its designee within 15
2 calendar days.

3 This condition shall apply to any change(s) in hospitals, other facilities or insurance carrier.

4 4. SUPERVISION OF PHYSICIAN ASSISTANTS. During probation, Respondent is
5 prohibited from supervising physician assistants.

6 5. OBEY ALL LAWS. Respondent shall obey all federal, state and local laws, all rules
7 governing the practice of medicine in California and remain in full compliance with any court
8 ordered criminal probation, payments, and other orders.

9 6. QUARTERLY DECLARATIONS. Respondent shall submit quarterly declarations
10 under penalty of perjury on forms provided by the Board, stating whether there has been
11 compliance with all the conditions of probation. Respondent shall submit quarterly declarations
12 not later than 10 calendar days after the end of the preceding quarter.

13 7. GENERAL PROBATION REQUIREMENTS.

14 Compliance with Probation Unit

15 Respondent shall comply with the Board's probation unit and all terms and conditions of
16 this Decision.

17 Address Changes

18 Respondent shall, at all times, keep the Board informed of Respondent's business and
19 residence addresses, email address (if available), and telephone number. Changes of such
20 addresses shall be immediately communicated in writing to the Board or its designee. Under no
21 circumstances shall a post office box serve as an address of record, except as allowed by Business
22 and Professions Code section 2021(b).

23 Place of Practice

24 Respondent shall not engage in the practice of medicine in Respondent's or patient's place
25 of residence, unless the patient resides in a skilled nursing facility or other similar licensed
26 facility.

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1 License Renewal

2 Respondent shall maintain a current and renewed California physician's and surgeon's
3 license.

4 Travel or Residence Outside California

5 Respondent shall immediately inform the Board or its designee, in writing, of travel to any
6 areas outside the jurisdiction of California which lasts, or is contemplated to last, more than thirty
7 (30) calendar days.

8 In the event Respondent should leave the State of California to reside or to practice
9 Respondent shall notify the Board or its designee in writing 30 calendar days prior to the dates of
10 departure and return.

11 8. INTERVIEW WITH THE BOARD OR ITS DESIGNEE. Respondent shall be
12 available in person upon request for interviews either at Respondent's place of business or at the
13 probation unit office, with or without prior notice throughout the term of probation.

14 9. NON-PRACTICE WHILE ON PROBATION. Respondent shall notify the Board or
15 its designee in writing within 15 calendar days of any periods of non-practice lasting more than
16 30 calendar days and within 15 calendar days of Respondent's return to practice. Non-practice is
17 defined as any period of time Respondent is not practicing medicine in California as defined in
18 Business and Professions Code sections 2051 and 2052 for at least 40 hours in a calendar month
19 in direct patient care, clinical activity or teaching, or other activity as approved by the Board. All
20 time spent in an intensive training program which has been approved by the Board or its designee
21 shall not be considered non-practice. Practicing medicine in another state of the United States or
22 Federal jurisdiction while on probation with the medical licensing authority of that state or
23 jurisdiction shall not be considered non-practice. A Board-ordered suspension of practice shall
24 not be considered as a period of non-practice.

25 In the event Respondent's period of non-practice while on probation exceeds 18 calendar
26 months, Respondent shall successfully complete a clinical training program that meets the criteria
27 of Condition 18 of the current version of the Board's "Manual of Model Disciplinary Orders and
28 Disciplinary Guidelines" prior to resuming the practice of medicine.

1 Respondent's period of non-practice while on probation shall not exceed two (2) years.

2 Periods of non-practice will not apply to the reduction of the probationary term.

3 Periods of non-practice will relieve Respondent of the responsibility to comply with the
4 probationary terms and conditions with the exception of this condition and the following terms
5 and conditions of probation: Obey All Laws; and General Probation Requirements.

6 10. COMPLETION OF PROBATION. Respondent shall comply with all financial
7 obligations (e.g., restitution, probation costs) not later than 120 calendar days prior to the
8 completion of probation. Upon successful completion of probation, Respondent's certificate shall
9 be fully restored.

10 11. VIOLATION OF PROBATION. Failure to fully comply with any term or condition
11 of probation is a violation of probation. If Respondent violates probation in any respect, the
12 Board, after giving Respondent notice and the opportunity to be heard, may revoke probation and
13 carry out the disciplinary order that was stayed. If an Accusation, or Petition to Revoke Probation,
14 or an Interim Suspension Order is filed against Respondent during probation, the Board shall have
15 continuing jurisdiction until the matter is final, and the period of probation shall be extended until
16 the matter is final.

17 12. LICENSE SURRENDER. Following the effective date of this Decision, if
18 Respondent ceases practicing due to retirement or health reasons or is otherwise unable to satisfy
19 the terms and conditions of probation, Respondent may request to surrender his or her license.
20 The Board reserves the right to evaluate Respondent's request and to exercise its discretion in
21 determining whether or not to grant the request, or to take any other action deemed appropriate
22 and reasonable under the circumstances. Upon formal acceptance of the surrender, Respondent
23 shall within 15 calendar days deliver Respondent's wallet and wall certificate to the Board or its
24 designee and Respondent shall no longer practice medicine. Respondent will no longer be subject
25 to the terms and conditions of probation. If Respondent re-applies for a medical license, the
26 application shall be treated as a petition for reinstatement of a revoked certificate.

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13. PROBATION MONITORING COSTS. Respondent shall pay the costs associated with probation monitoring each and every year of probation, as designated by the Board, which may be adjusted on an annual basis. Such costs shall be payable to the Medical Board of California and delivered to the Board or its designee no later than January 31 of each calendar year.

ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Thomas E. Still. I understand the stipulation and the effect it will have on my Physician's and Surgeon's Certificate . I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Medical Board of California.

DATED:

5.18.15

SEPIDEH MOAYED, M.D.
Respondent

I have read and fully discussed with Respondent Sepideh Moayed, M.D. the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED:

5-18

Thomas E. Still
Attorney for Respondent

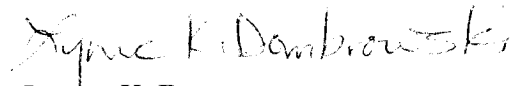
1 ENDORSEMENT

2 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
3 submitted for consideration by the Medical Board of California.

4
5 DATED: 5/16/2015

Respectfully submitted,

6 KAMALA D. HARRIS
7 Attorney General of California
8 JOSE R. GUERRERO
9 Supervising Deputy Attorney General

10 
11 LYNNE K. DOMBROWSKI
12 Deputy Attorney General
13 *Attorneys for Complainant*

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Exhibit A

Accusation/Petition to Revoke Probation No. 800-2014-004558

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Attorneys for Complainant

BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation and Petition to
Revoke Probation Against:

SEPIDEH MOAYED, M.D.

27200 Carrington Circle
Los Altos Hills, CA 94022

Physician's and Surgeon's Certificate
No. A77967

Respondent.

Case No. 800-2014-004558

**ACCUSATION AND PETITION TO
REVOKE PROBATION**

Complainant alleges:

PARTIES

1. Kimberly Kirchmeyer (Complainant) brings this Accusation and Petition to Revoke Probation solely in her official capacity as the Executive Director of the Medical Board of California, Department of Consumer Affairs.

2. On or about February 15, 2002, the Medical Board of California issued Physician's and Surgeon's Certificate Number A77967 to Sepideh Moayed, M.D. (Respondent). The Physician's and Surgeon's Certificate was in effect at all times relevant to the charges brought herein and will expire on November 30, 2015, unless it is renewed.

1 CURRENT DISCIPLINE

2 3. In a disciplinary action entitled "In the Matter of Accusation Against Sepideh
3 Moayed, M.D.," Case No. 03-2007-182408, the Medical Board of California issued a Decision
4 and Order, effective September 24, 2009, in which Respondent's Physician's and Surgeon's
5 Certificate was revoked. The revocation, however, was stayed and Respondent's Physician's and
6 Surgeon's Certificate was placed on probation for a period of five (5) years with special terms and
7 conditions, which include but are not limited to: the abstention from alcohol and from use of
8 controlled substances not lawfully prescribed; biological fluid testing; psychotherapy; and, a
9 prohibition of solo practice. The estimated completion date of Respondent's current probation is
10 January 15, 2015.

11 JURISDICTION

12 4. This Accusation and Petition to Revoke Probation is brought before the Medical
13 Board of California (Board), Department of Consumer Affairs, under the authority of the
14 following laws. All section references are to the Business and Professions Code unless otherwise
15 indicated.

16 5. Section 822 of the Code states:

17 "If a licensing agency determines that its licentiate's ability to practice his or her
18 profession safely is impaired because the licentiate is mentally ill, or physically ill affecting
19 competency, the licensing agency may take action by any one of the following methods:

20 "(a) Revoking the licentiate's certificate or license.

21 "(b) Suspending the licentiate's right to practice.

22 "(c) Placing the licentiate on probation.

23 "(d) Taking such other action in relation to the licentiate as the licensing agency in its
24 discretion deems proper.

25 "The licensing section shall not reinstate a revoked or suspended certificate or license
26 until it has received competent evidence of the absence or control of the condition which
27 caused its action and until it is satisfied that with due regard for the public health and safety
28 the person's right to practice his or her profession may be safely reinstated."

1 6. Section 2004 of the Code states, in pertinent part:

2 “The board shall have the responsibility for the following:

3 (a) The enforcement of the disciplinary and criminal provisions of the Medical Practice
4 Act.

5 (b) The administration and hearing of disciplinary actions.

6 (c) Carrying out disciplinary actions appropriate to findings made by a panel or an
7 administrative law judge.

8 (d) Suspending, revoking, or otherwise limiting certificates after the conclusion of
9 disciplinary actions.

10 (e) Reviewing the quality of medical practice carried out by physician and surgeon
11 certificate holders under the jurisdiction of the board. . . .”

12 7. Section 2227 of the Code states:

13 “(a) A licensee whose matter has been heard by an administrative law judge of the
14 Medical Quality Hearing Panel as designated in Section 11371 of the Government Code, or
15 whose default has been entered, and who is found guilty, or who has entered into a
16 stipulation for disciplinary action with the board, may, in accordance with the provisions of
17 this chapter:

18 “(1) Have his or her license revoked upon order of the board.

19 “(2) Have his or her right to practice suspended for a period not to exceed one year
20 upon order of the board.

21 “(3) Be placed on probation and be required to pay the costs of probation monitoring
22 upon order of the board.

23 “(4) Be publicly reprimanded by the board. The public reprimand may include a
24 requirement that the licensee complete relevant educational courses approved by the board.

25 “(5) Have any other action taken in relation to discipline as part of an order of
26 probation, as the board or an administrative law judge may deem proper.

27 “(b) Any matter heard pursuant to subdivision (a), except for warning letters, medical
28 review or advisory conferences, professional competency examinations, continuing

1 education activities, and cost reimbursement associated therewith that are agreed to with the
2 board and successfully completed by the licensee, or other matters made confidential or
3 privileged by existing law, is deemed public, and shall be made available to the public by
4 the board pursuant to Section 803.1."

5 8. Section 2228 of the Code authorizes the Board to discipline a licensee by placing
6 him or her on probation.

7 9. Section 2234 of the Code, states, in pertinent part:

8 "The board shall take action against any licensee who is charged with unprofessional
9 conduct. In addition to other provisions of this article, unprofessional conduct includes, but
10 is not limited to, the following:

11 "(a) Violating or attempting to violate, directly or indirectly, assisting in or abetting
12 the violation of, or conspiring to violate any provision of this chapter. . . .

13 (e) The commission of any act involving dishonesty or corruption which is
14 substantially related to the qualifications, functions, or duties of a physician and surgeon.

15 "(f) Any action or conduct which would have warranted the denial of a certificate. . . ."

16 10. Section 2236 of the Code states:

17 "(a) The conviction of any offense substantially related to the qualifications,
18 functions, or duties of a physician and surgeon constitutes unprofessional conduct within
19 the meaning of this chapter [Chapter 5, the Medical Practice Act]. The record of conviction
20 shall be conclusive evidence only of the fact that the conviction occurred.

21 "(b) The district attorney, city attorney, or other prosecuting agency shall notify the
22 Division of Medical Quality¹ of the pendency of an action against a licensee charging a
23 felony or misdemeanor immediately upon obtaining information that the defendant is a
24 licensee. The notice shall identify the licensee and describe the crimes charged and the
25 facts alleged. The prosecuting agency shall also notify the clerk of the court in which the

26
27 ¹ The term "Division of Medical Quality" is deemed to refer to the Medical Board of
28 California. The term "board" also means the Medical Board of California. (Bus. & Prof. Code
§2002.)

1 action is pending that the defendant is a licensee, and the clerk shall record prominently in
2 the file that the defendant holds a license as a physician and surgeon.

3 “(c) The clerk of the court in which a licensee is convicted of a crime shall, within 48
4 hours after the conviction, transmit a certified copy of the record of conviction to the board.
5 The division may inquire into the circumstances surrounding the commission of a crime in
6 order to fix the degree of discipline or to determine if the conviction is of an offense
7 substantially related to the qualifications, functions, or duties of a physician and surgeon.

8 “(d) A plea or verdict of guilty or a conviction after a plea of nolo contendere is
9 deemed to be a conviction within the meaning of this section and Section 2236.1. The
10 record of conviction shall be conclusive evidence of the fact that the conviction occurred.”

11 11. California Code of Regulations, title 16, section 1360, states:

12 “For the purposes of denial, suspension or revocation of a license, certificate or permit
13 pursuant to Division 1.5 (commencing with Section 475) of the code, a crime or act shall be
14 considered to be substantially related to the qualifications, functions or duties of a person
15 holding a license, certificate or permit under the Medical Practice Act if to a substantial
16 degree it evidences present or potential unfitness of a person holding a license, certificate or
17 permit to perform the functions authorized by the license, certificate or permit in a manner
18 consistent with the public health, safety or welfare. Such crimes or acts shall include but not
19 be limited to the following: Violating or attempting to violate, directly or indirectly, or
20 assisting in or abetting the violation of, or conspiring to violate any provision of the
21 Medical Practice Act.”

22 23 **FIRST CAUSE FOR DISCIPLINE**

24 (Unprofessional Conduct: Misdemeanor Conviction)

25 12. Respondent is subject to disciplinary action for unprofessional conduct under Code
26 sections 2234(e)[dishonest act] and 2236 [substantially-related conviction], the circumstances of
27 which are detailed herein below.
28

1 13. On or about June 20, 2013, in a Santa Clara County Superior Court criminal
2 proceeding entitled *People of the State of California v. Sepideh Moayed*, Case No. B1263279,
3 Respondent entered a plea of nolo contendere and was convicted of violating Penal Code sections
4 484 and 488 for petty theft, a misdemeanor. The Court ordered that imposition of a 5-day jail
5 sentence be suspended during a two-year court probation with terms and conditions, along with
6 the payment of fees and fines. The criminal conviction arose from an incident that occurred on or
7 about November 6, 2012 in which Respondent was arrested for stealing four sweaters and a book
8 from a Costco store in Mountain View.

9 **SECOND CAUSE FOR DISCIPLINE**

10 (Mental or Physical Impairment)

11 14. Respondent is subject to disciplinary action under Code section 822 [mental or
12 physical impairment] because she suffers from a physical or mental illness that impairs her ability
13 to practice medicine safely, as described in detail below. Relevant circumstances are also set out
14 in the allegations in paragraph 13 above regarding Respondent's June 2013 criminal conviction,
15 which are incorporated herein by reference as if fully set forth.

16 15. As set forth in paragraph 3 herein, the current discipline against Respondent is based
17 on the facts alleged in Accusation No. 03-2007-182408 which arise from Respondent's 2008
18 misdemeanor petty theft conviction for violations of Penal Code sections 484 and 488.

19 16. In the prior disciplinary matter, Respondent was evaluated by a Board-designated
20 physician who concluded that Respondent was suffering from mental and/or emotional conditions
21 that require treatment and which may significantly affect her ability to practice medicine with
22 safety to the public.

23 17. While under psychiatric treatment, as required by the current probationary terms of
24 her Medical Board discipline, Respondent was arrested and convicted for another misdemeanor
25 petty theft, conduct similar to her prior conviction, which may be related to the mental and/or
26 emotional conditions for which she is being treated.

1 18. Respondent's conduct and conviction in June 2013, as presented in paragraph 13
2 herein, present further evidence of Respondent's continued impairment to practice medicine with
3 safety to the public and, therefore, Respondent is subject to disciplinary action under section 822.

4
5 **FIRST CAUSE TO REVOKE PROBATION**

6 (Obey All Laws)

7 19. At all times after the September 24, 2009 effective date, Respondent's probation
8 terms, as set forth in the prior disciplinary Decision and Order, Case No. 03-2007-182408,
9 provided at Probation Condition No. 8 that:

10 "Respondent shall obey all federal, state and local laws, all rules governing the
11 practice of medicine in California, and remain in full compliance with any court ordered
12 criminal probation, payments and other orders."

13 20. The facts and circumstances regarding Respondent's violation of Probation Condition
14 No. 8 are as follows:

15 a. On or about September 29, 2009, Respondent signed an "Acknowledgment of
16 Decision" in which she acknowledged: 1) receiving a copy of the Board's Decision in Case
17 No. 03-2007-182408; and, 2) that she understood all of the terms and conditions of her
18 probation.

19 b. As detailed in paragraph 13 above, on or about June 20, 2013, while subject to the
20 Board's Decision and Order, and the imposed probation terms, Respondent was convicted
21 of a misdemeanor violation of Penal Code sections 480 and 488 for petty theft.

22 21. Respondent's probation is therefore subject to revocation because she violated the law
23 and thereby failed to comply with Probation Condition No. 8, referenced above.

1 **PRAYER**

2 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged
3 and that, following the hearing, the Medical Board of California issue a decision:


4 1. Revoking the probation that was granted by the Medical Board of California in Case
5 No. 03-2007-182408 and imposing the disciplinary order that was stayed, thereby revoking
6 Physician's and Surgeon's Certificate No. A77967 issued to Sepideh Moayed, M.D.;

7 2. Revoking, suspending or denying approval of Sepideh Moayed, M.D.'s authority to
8 supervise physician assistants, pursuant to section 3527 of the Code;

9 3. Ordering Sepideh Moayed, M.D., if continued on probation, to pay the Medical Board
10 of California the costs of probation monitoring; and,

11 4. Taking such other and further action as deemed necessary and proper.

12
13 DATED: July 25, 2014


KIMBERLY KIRCHMEYER
Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant

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